GAU \$123

IN THE

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

Smyers et al.

SERIAL NO.:

09/691,879

FILED:

October 18, 2000

TITLE:

Method To Implementing A Multi-Level System

Model For Deterministically Handling Selected Data

EXAMINER:

Unknown

RECEIVED

GROUP ART UNIT:

2123

JAN 1 9 2001

ATTY.DKT.NO.:

50N3544.01/1280

Technology Center 2100

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

INFORMATION DISCLOSURE STATEMENT Under 37 C.F.R. §§ 1.56, 1.97, and 1.98

SIR:

Pursuant to the provisions of 37 C.F.R. §§ 1.56, 1.97, and 1.98 of the Rules of Practice in Patent Cases, enclosed herewith is form PTO-1449 listing one (1) reference, a copy of which is enclosed. The Examiner is requested to make this reference of official record in the application. The reference cited may be material to examination of the application and is submitted in compliance with Applicant's duty of disclosure as defined by 37 C.F.R. § 1.56.

No representation is made or intended as to the completeness of this submission, nor is the submission of the reference an admission that it is prior art or pertinent to this application.

Respectfully submitted,

Smyers et al.

Date: Ja 11, 2001

y:____

Gregory J. Koerner, Reg. No.: 38,519

Simon & Koerner, LLP

10052 Pasadena Avenue, Suite B

Cupertino, CA 95014

TEL: (408) 873-3943 FAX: (408) 873-3945

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date printed below:

Date: Jan 11, 2001

Bv:

Gregory J. Koernei

RECEIVED

JAN 1 9 2001

Technology Center 2100